

## Message Text

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ACTION ARA-10

INFO OCT-01 ISO-00 SCS-03 L-03 EB-07 OFA-01 SCA-01 H-02

INR-07 DLOS-04 PRS-01 CG-00 DOTE-00 SS-15 TRSE-00

COME-00 DODE-00 SAL-01 CIAE-00 NSAE-00 /056 W

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R 091915Z JAN 76

FM AMCONSUL GUAYAQUIL

TO SECSTATE WASHDC 4349

INFO AMEMBASSY QUITO

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EO.H11652: N/A

TAGS: EFIS PFOR EC

SUBJ: SINKING OF F/V NEPTUNE

REF: 75 GUAYAQUIL 1830

1. IN CONVERSATION WITH FISHING AGENT VICENTE YU LEE ABOUT PROCEDURES FOR BUYING LICENSES BY RADIO, HE RAISED QUESTION OF PAYING SURVEYORS' FEE IN NEPTUNE SINKING. IT APPEARS SALINAS PORT CAPTAIN RAISED PAYMENT PROBLEM WITH HIM AND ASKED ASSISTANCE IN GETTING IT PAID.

2. YU LEE RELATED INCIDENT SHORT TIME AGO WHEN CAPTAIN DAVID RICO CAME INTO SALINAS ON BOARD DIANA ISABEL (FORMERLY A/C STROM) AND TOLEDO (PORT CAPTAIN) MADE SOME MINOR FUSS ABOUT GIVING SAILING CLEARANCE BEFORE NEPTUNE SURVEYORS' FEE PAID. BASIS OF DETENTION WAS BOTH VESSELS FISHING FOR STAR KIST AND TOLEDO THOUGHT HE HAD A HOLD ON STAR KIST COMPANY TO FORCE PAYMENT.

3. YU LEE SAID HE CONVINCED PORT CAPTAIN TOLEDO THAT THOUGH BOTH VESSELS FISHING FOR STAR KIST, EACH HAS DIFFERENT OWNERS AND SINCE MAURICIO OWNER OF DEFUNCT NEPTUNE, RESPONSIBILITY FOR PAYMENT IS MAURICIO'S AND  
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NO ONE ELSE. CAPTAIN RICO WAS ALLOWED TO SAIL.

4. THIS INCIDENT RELATED TO SHOW THAT THIS CLAIM CAN BE THORN IN THE SIDE OF BODY OF GOOD WILL EXISTING EVEN WITH ECUADOREAN AUTHORITIES WHO DO NOT WANT JURISDICTIONAL CONFRONTATION. SEVERAL NAVAL OFFICERS IN ADDITION TO SURVEYORS EXPECT SHARE OF THE PIE AND APPETITES ALREADY WHETTED AND THEY DROOLING. THEY COULD FORCE ISSUE EVEN WITH VESSELS GRANTED LICENSES OVER QUESTION OF EXCLUSIVE SIXTY MILES.

5. ACCORDING YU LEE, SIXTY MILES IS TROUBLESOME POINT SINCE WHEREAS FEW FOREIGN FISHERMEN GO INSIDE FORTY MILE LIMIT BECAUSE OF POOR FISHING, ADDITIONAL TWENTY MILES COVERS GOOD FISHING AREAS AND FOREIGN FISHERMEN LIKELY DISREGARD EXCLUSIVITY IF THEY IN HOT PURSUIT OF SCHOOL OF FISH. BESIDES IT FAIRLY EASY ARREST TUNA BOAT ON CHARGE IT INSIDE SIXTY MILES WHETHER IT IS OR NOT.

6. YU LEE ASKED OUR AID IN GETTING FEE PAID, AND I SAID OFFICIALLY WE CANNOT SINCE THIS ACT IN ITSELF COULD CONSTITUTE RECOGNITION OF TWO HUNDRED MILE JURISDICTION. I WOULD HOWEVER PASS ON INFORMATION FOR WHATEVER ACTION DEPARTMENT DEEMED APPROPRIATE. I HAVE BEEN LED TO BELIEVE SURVEYORS' FEE A LEGITIMATE PART OF INSURANCE CLAIM.  
BISHTON

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** REPORTS, CLAIMS, NEPTUNE F/V, FISHING BOATS, SHIP ACCIDENTS, FEES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 09 JAN 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** morefirh  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976GUAYAQ00048  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760009-0361  
**From:** GUAYAQUIL  
**Handling Restrictions:** n/a  
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**Legacy Key:** link1976/newtext/t19760172/aaaacmdu.tel  
**Line Count:** 86  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION ARA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 GUAYAQUIL 1830  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** morefirh  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 15 JUL 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <15 JUL 2004 by saccheem>; APPROVED <20 JUL 2004 by morefirh>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SINKING OF F/V NEPTUNE  
**TAGS:** EFIS, PFOR, CASC, EC, US  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006